

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,)	NO.: 08-2137M
)	
Plaintiff,)	ORDER OF DETENTION AFTER HEARING
)	[Fed.R.Crim.P. 32.1(a)(6);
v.)	18 U.S.C. 3143(a)]
)	
RAMIRO GUTIERREZ-ESTEVEZ,)	
)	
)	
Defendant.)	
)	
)	

The defendant having been arrested in this District pursuant to a warrant issued by the United States District Court for the Western District of Texas for alleged violation(s) of the terms and conditions of his supervised release; and

The Court having conducted a detention hearing pursuant to Federal Rule of Criminal Procedure 32.1(a)(6) and 18 U.S.C. § 3143(a),

The Court finds that:

A. (X) The defendant has not met his burden of establishing by clear and convincing evidence that he is not likely to flee if released under 18 U.S.C. § 3142(b) or (c). This finding is


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1 based on the defendant's alleged unlawful re-entry into the
2 United States after his deportation to Mexico;
3 and

4 B. (X) The defendant has not met his burden of establishing by
5 clear and convincing evidence that he is not likely to pose a
6 danger to the safety of any other person or the community if
7 released under 18 U.S.C. § 3142(b) or (c). This finding is
8 based on his prior criminal history.

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10 IT THEREFORE IS ORDERED that the defendant be detained pending
11 the further revocation proceedings.

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13 DATED: September 5, 2008

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16 MARGARET A. NAGLE
17 United States Magistrate Judge
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